

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS	
<p>JOHN E. MILLER</p> <p>VS</p> <p>FRONTIER AIRLINES, INC., a corporation and United States of America.</p>		<p>For plaintiff: <i>Edward</i> Swanson & Montgomery 711 Thurston National Building Tulsa, Oklahoma 74103</p> <p>For defendant: Dan A. Rogers 1311 Petroleum Club Building Tulsa, Oklahoma 74119</p> <p>Robert R. Smiley Dept. of Justice Washington, D.C. 20530</p>	

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 2-1-70	Clerk	1970 7-28	Rogers	15 00	
J.S. 6 mailed 12-1-71	Marshal	7-30	C.D. No. 5		15 00
Basis of Action: Judgment for carelessness of airlines pilot	Docket fee				
	Witness fees				
Action arose at: Nebraska	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
7-28-70	Petition for removal from the District Court of Tulsa County, Okla, filed. ds	
7-28-70	Bond on removal, filed. Frontier Airlines, Inc. as principal and United States Fidelity and Guaranty Company as surety, in the sum of \$500.00. ds	
7-28-70	Notice of filing of petition and bond for removal by defendant, filed. ds	
7-31-70	Answer, filed. g	
3-5-71	Parties directed to hold pre-trial prior to 4-16-71 and file pre-trial order not later than 4-21-71. (AEB-J)m	
4-15-71	Plaintiff's motion to strike case from pre-trial docket and add additional party defendant, filed.	
4-19-71	Order Sustaining Plaintiff's Motion to Strike from Pre-trial docket and add additional party defendant and file First Amended Complaint filed.h(AEB-J)	
4-28-71	First Amended Complaint, filed. b Alias summons issued (copies mailed)	
4-29-71	Return on service of writ, filed: served Federal Aviation Adm. and U. S. Attorney General by certified mail; served U. S. Attorney at Tulsa, 4-28-71. (USM \$3.00)g	
5-28-71	Deft's Separate Answer ^(Frontier) to first amended complaint, Filed. Leave granting to file out of time. (AEB-J) Filed. r	
6-17-71	Answer of Deft. U.S.A., filed. r	
6-18-71	Parties directed to hold pre-trial prior to 7-16-71 and file pre-trial order not later than 7-23-71. (AEB-J) v	
7-23-71	Defendant, USA,'s motion for extension of time, filed. ds	
7-23-71	Order, extending time to file pretrial order to 8-3-71, filed. ds <i>mailed</i>	
8-11-71	Deposition of Jan Marie Duble in Denver, Colorado on 6-25-71. Filed. r	
8-11-71	Deposition of Byron O. Craig in Denver, Colorado on 6-25-71, filed. r	
8-11-71	Deposition of Ernest R. Pennyweight in Denver, Colorado on 6-25-71. Filed. r	
8-16-71	Pre-trial Order, filed. (AEB-J)v	
10-22-71	Case set for non-jury trial November 1, 1971, at 10:00 a.m. (AEB-J)v	
11-1-71	Case called for jury trial, and tried Nov. 1, 2, & 3, 1971. On 11-3-71' Defendants' motions for dismissal with prejudice are each sustained, for the reason of settlement, and case dismissed. Jury excused. Dan Rogers to prepare proper order of dismissal. (AEB-J)h	
11-17-71	Application of the Plaintiff for Dismissal With Prejudice, filed.v (Order sent to the Judge)	
11-24-71	Order of Dismissal With Prejudice (Upon Application of the Pltf), filed. (AEB-J)v <i>copies mailed.</i>	
11-29-71	Application of the Deft., Frontier Airlines, Inc., for Return of Depositions, filed. v	
11-29-71	Ordered that the Deft. in this case (Frontier Airlines, Inc.) be permitted to withdraw the original depositions taken and filed in this case, filed. (AEB-J)v (Copies Mailed.)	
1-10-72	Stipulation for compromise settlement pursuant to 28 USC 2677, filed. ds <i>over to judge</i>	
1-13-72	Order Approving Compromise Settlement, filed. (AEB-J)v <i>copies mailed</i>	